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**UNITED STATES PATENT AND TRADEMARK OFFICE**

Examiner: Not Yet Assigned

Group Art Unit: **1632**

Re: Application of: Fatima BOSCH TUBERT, et al.  
Serial No.: 09/565,728  
Filed: May 5, 2000  
For: CHIMERIC GENE USING THE GENE OR  
CDNA OF INSULIN, SPECIALLY FOR  
THE GENE THERAPY OF DIABETES

**SUBMISSION OF DECLARATION**

Assistant Commissioner for Patents  
Washington, DC 20231-9998

December 7, 2000

Dear Sir:

Submitted herewith is an executed Declaration in re the above-identified patent application.

Respectfully submitted,

STEINBERG & RASKIN, P.C.

By:

Paul J. Higgins  
Reg. No. 44,152

I hereby certify that this correspondence and/or fee is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to "Assistant Commissioner for Patents, Washington, DC 20231-9998" on December 7, 2000.

STEINBERG & RASKIN, P.C.

By:



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Docket No.: 932.1008CON

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**DECLARATION AND POWER OF ATTORNEY FOR  
UTILITY PATENT APPLICATION (37 CFR §1.63)**

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- ☐ Declaration submitted with initial filing  
☒ Declaration submitted after initial filing (surcharge (37 CFR 1.6(e) required))

First Named Inventor: Fatima BOSCH TUBERT

COMPLETE IF KNOWN:

Application Number: 09/565,728Filing Date: May 5, 2000Group Art Unit: 1632

Examiner Name: \_\_\_\_\_

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

CHIMERIC GENE USING THE GENE OR CDNA OF INSULIN, SPECIALLY FOR THE  
GENE THERAPY OF DIABETES  
(Title of the Invention)

the specification of which

☐ is attached hereto  
OR

☒ was filed on May 5, 2000 as United States Application Number or PCT International Application Number PCT/ES94/00027 and was amended on June 10, 1997; January 28, 1998; September 13, 1999; and May 5, 2000.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above. I acknowledge the duty to disclose information which is material to patentability of this application as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number	Country	Foreign Filing Date (MM/DD/YY)	Priority Not Claimed	Certified Copy Attached?	
				Yes	No

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I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YY)

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I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT International application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YY)	Parent Patent Number (if applicable)
PCT/ES94/00027	March 14, 1994	

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

☒ Customer Number 21831

Direct all correspondence to:

☒ Customer Number 21831

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF FIRST INVENTOR:

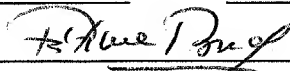
Given Name (first and middle)

Family Name or Surname

Fatima

BOSCH TUBERT

Inventor's Signature



Date

8/23/00

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Family Name or Surname

Alfons

VALERA ABRIL

Inventor's Signature

Date

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